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PATENT
Customer No. 22,852
Attorney Docket No. 01975.0035

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Roelof VAN HES et al.) Group Art Unit: 1624
)
Application No.: 10/069,256) Examiner: E. Bernhardt
)
Filed: February 22, 2002)
)
For: NEW PHENYLPIPERAZINES)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached substitute PTO Form 1449 known as IDS Form PTO/SB/08. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the foreign applications and patents and non-patent literature documents listed on the accompanying Form PTO/SB/08 are attached. Copies of the U.S. patents and U.S. patent publications are not enclosed.

Regarding those listed documents not in the English language, Applicants provide the following information.

WO 99/03855: U.S. Patent No. 6,251,908 is believed to be an English language counterpart, and is listed on the accompanying Form PTO/SB/08.

HU 218 935 B: U.S. Patent No. 5,314,896 is believed to be an English language counterpart, and is listed on the accompanying Form PTO/SB/08.

DE 44 14 113 A1: U.S. Patent No. 5,693,655 is believed to be an English language counterpart, and is listed on the accompanying Form PTO/SB/08.

Applicants also enclose the International Search Report for PCT/EP00/08190, of which the present application represents the National Phase under 35 U.S.C. § 371.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Applicants enclose a check to cover the fee of \$180.00 required by 37 C.F.R.

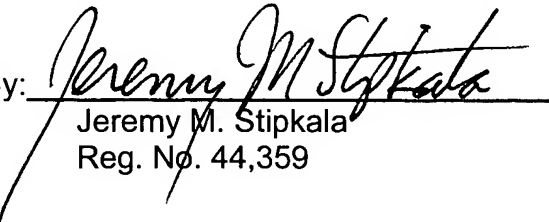
§ 1.17(p). If there is any fee due in connection with the filing of this Statement not otherwise accounted for, please charge the additional fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 26, 2005

By:

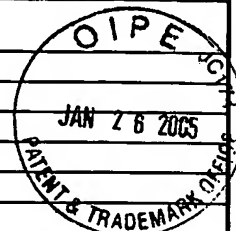

Jeremy M. Stipkala
Reg. No. 44,359

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/069,256
Filing Date	February 22, 2002
First Named Inventor	Roelof VAN HES et al.
Art Unit	1624
Examiner Name	E. Bernhardt
Attorney Docket Number	01975.0035



Sheet	1	of	1
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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

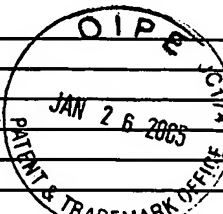
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-6,828,325	12-07-2004	Feenstra et al.	
		US-6,552,044	04-22-2003	Perregaard et al.	
		US-6,391,896	05-21-2002	Van Hes et al.	
		US-6,352,988	03-05-2002	Perregaard et al.	
		US-6,251,908	06-26-2001	Böttcher et al.	
		US-6,262,087	07-17-2001	Perregaard et al.	
		US-5,693,655	12-02-1997	Böttcher et al.	
		US-5,576,321	11-19-1996	Krushinski, Jr. et al.	
		US-5,532,241	07-02-1996	Böttcher et al.	
		US-5,242,925	09-07-1993	Böttcher et al.	
		US-5,314,896	05-25-1994	Caprathe et al.	
		US-5,002,948	03-26-1991	Perregaard et al.	
		2001/0021777 A1	09-13-2001	Perregaard et al.	
		2001/0020095 A1	09-06-2001	Perregaard et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 03/068207 A2	08-21-2003	Bronzova et al.		
		WO 99/03855	01-28-1999	Böttcher et al.		English countrprt
		WO 99/67237	12-29-1999	Moltzen et al.		
		WO 98/28293	07-02-1998	Perregaard et al.		
		WO 97/17343	05-15-1997	Kang et al.		
		GB 1,075,156	07-12-1967	Istituto Luso		
		HU 218 935 B	10-30-1995	Caprathe et al.		English countrprt
		DE 44 14 113 A1	10-26-1995	Böttcher et al.		English countrprt
		EP 0 722 941 A2	07-24-1996	Audia et al.		
		International Search Report for PCT/EP00/08190	02-23-2001			

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

IDS Form PTO/SB/08: Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>				Complete if Known	
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		2001/0021777 A1	09-13-2001	Perregaard et al.	
		2001/0020095 A1	09-06-2001	Perregaard et al.	

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